

## Message Text

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13

ACTION EB-11

INFO OCT-01 EA-11 ADP-00 CAB-09 CIAE-00 COME-00 DODE-00

INR-10 NSAE-00 RSC-01 FAA-00 L-03 SS-15 NSC-10 RSR-01

/072 W

----- 048238

P 110940Z JUL 73

FM AMEMBASSY MANILA

TO SECSTATE WASHDC 6521 PRIORITY

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E.O. 11652: NA

TAGS: ETRN, RP

SUBJECT: CIVAIR: US/RP RELATIONS

REFS: A. STATE 133943, B. MANILA 7750

1. WE AGREE WITH DEPARTMENT THAT GOP NOT RPT NOT LIKELY WITH-IN NEXT WEEK OR TWO MAKE DEFINITIVE POLICY DETERMINATION WHICH MIGHT LEAD TO BREAKTHROUGH IN NEGOTIATIONS. WE DO NOT BELIEVE, HOWEVER, THAT GOP HAS REACHED POINT IN ITS POLICY DETERMINATION RE CIVAIR RELATIONS WITH U.S. TO WARRANT ASSUMPTION STATED REF A THAT THERE IS GENERAL AGREEMENT WITHIN GOP BEHIND ROMUALDEZ PRESENTATION; RATHER WE BELIEVE THAT MATTER REMAINS UNRESOLVED.

2. WE WISH ALSO DRAW ATTENTION OF WASHINGTON AGENCIES TO POSSIBILITY THAT PHIL CAB WILL REACT TO SECTION 213 ACTION BY MORE RESTRICTIVE ATTITUDE TOWARD FLYING TIGER CARGO RIGHTS. AS HISTORY OF RECENT AIR NEGOTIATIONS MAKES CLEAR, GOP HAS CONSISTENTLY TREATED FLYING TIGER RIGHTS AS GOING BEYOND BALANCED EXCHANGE OF TRAFFIC RIGHTS WITH USG. THIS HAS TAKEN FORM OF SEEKING GUAM RIGHTS FOR PAL AS QUID PRO QUO. IF THERE IS NO PROSPECT OF PAL OBTAINING GUAM RIGHTS AT TIME SECTION 213 IS IMPOSED, WE WOULD EXPECT FLYING TIGER TO ENCOUNTER

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DIFFICULTIES, AT LEAST IN GETTING APPROVAL OF

FUTURE SCHEDULES.

3. IF U.S. CAB MAKES DECISION TO ISSUE 213 ORDER APPLICABLE  
TO APL, EMBASSY PROPOSES THAT IN LIGHT BOTH RECENT  
EFFORTS WASHINGTON AND MANILA AND CONTINUING NEED TO FIND  
WAY OUT OF IMPASSE, WE GIVE GOP COURTESY OF ADVANCE  
NOTIFICATION. WE STRONGLY RECOMMEND THAT THIS BE DONE  
INITIALLY BY PERSONALLY BY MEADOWS TO AMB. ROMUALDEZ,  
AND THAT AS FOLLOWUP TO KEEP THE RECORD STRAIGHT IN DIVERSE  
ELEMENT GOP INVOLVED, WE THEN HAND IN NOTE ALONG LINES  
OF FOLLOWING SUGGESTED DRAFT TO DFA (BODY OF TEXT  
TRANSMITTED ONLY) QUOTE

THE EMBASSY OF THE UNITED STATES OF AMERICA PRESENTS ITS  
COMPLIMENTS TO THE DEPARTMENT OF FOREIGN AFFAIRS OF  
THE REPUBLIC OF THE PHILIPPINES AND WISHES TO CONFIRM  
TO THE DEPARTMENT OF FOREIGN AFFAIRS INFORMATION CONVEYED  
IN WASHINGTON TO AMBASSADOR ROMUALDEZ THAT PURSUANT TO A  
DECISION OF THE US CIVIL AERONAUTICS BOARD, TAKEN  
UNDER PART 213 OF THE BOARD'S ECONOMIC REGULATIONS, AN  
ORDER WILL BE ISSUED EFFECTIVE JULY -----, 1973  
REQUIRING PHILIPPINE AIRLINES TO FILE WITH THE US CIVIL  
AERONAUTICS BOARD ITS EXISTING SCHEDULE OF AIRLINE  
SERVICES TO THE UNITED STATES AND PROPOSED CHANGES  
IN SCHEDULE. A COPY OF THE TEXT OF PART 213 IS ENCLOSED  
FOR THE INFORMATION OF THE DEPARTMENT.

THE EMBASSY WISHES FURTHER TO INFORM THE DEPARTMENT  
THAT THE FOREGOING ACTION HAS BEEN TAKEN IN THE  
INTEREST OF ASSURING, DURING A PERIOD WHICH NO AIR  
TRANSPORT AGREEMENT IS IN EFFECT BETWEEN OUR TWO COUNTRIES,  
REASONABLE COMPARABILITY OF OPERATING ENVIRONMENTS FOR  
OUR RESPECTIVE CARRIERS, IT BEING THE ESTABLISHED PRACTICE  
OF THE PHILIPPINE CIVIL AERONAUTICS BOARD TO REQUIRE  
FILING OF ALL SUCH SCHEDULES OF US CARRIERS FOR PRIOR  
REVIEW AND APPROVAL.

THE EMBASSY WISHES TO ASSURE THE DEPARTMENT OF FOREIGN  
AFFAIRS OF ITS READINESS TO CONSULT WITH OFFICERS OF THE  
DEPARTMENT OR OTHER DESIGNATED REPRESENTATIVES OF  
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THE GOVERNMENT OF THE PHILIPPINES ON THIS SUBJECT.  
END QUOTE

5. ACTION REQUESTED: IN ORDER ASSURE DELIVERY NOTE  
IN AS TIMELY FASHION AS POSSIBLE, EMBASSY WOULD APPRECIATE  
NOTIFICATION BY PRIORITY CABLE WHEN DECISION REACHED  
AND CONVEYED TO AMBASSADOR ROMUALDEZ.  
HAMILTON

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NNN

## Message Attributes

**Automatic Decaptoning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
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**Control Number:** n/a  
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**Disposition Approved on Date:**  
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**Disposition Case Number:** n/a  
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**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
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**Secure:** OPEN  
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**TAGS:** ETRN, RP  
**To:** STATE  
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